



General Assembly

February Session, 2016

Raised Bill No. 5411

LCO No. 1552



Referred to Committee on TRANSPORTATION

Introduced by:
(TRA)

***AN ACT CONCERNING DEPARTMENT OF TRANSPORTATION
RECOMMENDATIONS REGARDING THE LOCAL BRIDGE PROGRAM,
THE ADMINISTRATION OF PUBLIC TRANSIT, WORK ZONE SAFETY
FUNDS, THE TRANSIT-ORIENTED DEVELOPMENT PROJECT,
COMMUTER PARKING AREAS, REVISIONS TO STATUTES RELATED
TO TRANSPORTATION AND OUTDATED REPORTING MANDATES.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 13a-175p of the general statutes is repealed and
2 the following is substituted in lieu thereof (*Effective July 1, 2016*):

3 The following terms, as used in this section and sections [13a-175p]
4 13a-175q to 13a-175u, inclusive, shall have the following meanings
5 unless the context clearly indicates a different meaning or intent:

6 (1) "Commissioner" means the Commissioner of Transportation.

7 (2) "Eligible bridge" means a bridge located within one or more
8 municipalities in the state, the physical condition of which requires it
9 be removed, replaced, reconstructed, rehabilitated or improved as
10 determined by the commissioner.

11 (3) "Eligible bridge project" means the removal, replacement,
12 reconstruction, rehabilitation or improvement of an eligible bridge by
13 one or more municipalities.

14 (4) "Grant" means any grant made to a municipality pursuant to
15 section 13a-175s.

16 (5) "Grant percentage" means [a percentage established by the
17 commissioner for each municipality by (A) ranking all municipalities
18 in descending order according to each such municipality's adjusted
19 equalized net grand list per capita as defined in section 10-261; and (B)
20 determining a percentage for each such municipality on a scale from
21 not less than fifteen per cent to not more than fifty per cent based upon
22 such ranking. In any case where a municipality does not have an
23 adjusted equalized net grand list per capita such municipality shall be
24 deemed to have the adjusted equalized net grand list per capita of the
25 town in which it is located] fifty per cent.

26 (6) "Local bridge program" means the local bridge program
27 established pursuant to this section and sections [13a-175p] 13a-175q to
28 13a-175u, inclusive.

29 (7) "Local Bridge Revolving Fund" means the Local Bridge
30 Revolving Fund created under section 13a-175r.

31 (8) "Municipality" means any town, city, borough, consolidated
32 town and city, consolidated town and borough, district or other
33 political subdivision of the state, owning or having responsibility for
34 the maintenance of all or a portion of an eligible bridge.

35 (9) "Physical condition" means the physical condition of a bridge
36 based on [its structural deficiencies, sufficiency rating] the condition of
37 its components and elements, functional adequacy, scour susceptibility
38 and load capacity all as determined by the commissioner.

39 (10) "Priority list of eligible bridge projects" means the priority list of

40 eligible bridge projects established by the commissioner in accordance
41 with the provisions of section 13a-175s.

42 (11) "Project costs" means the total costs of a project determined by
43 the commissioner to be necessary and reasonable.

44 (12) "Supplemental project obligation" means bonds or serial notes
45 issued by a municipality for the purpose of financing the portion of the
46 costs of an eligible bridge project not met from the proceeds of a grant.

47 Sec. 2. Section 13b-80 of the general statutes is repealed and the
48 following is substituted in lieu thereof (*Effective July 1, 2016*):

49 No person, association, limited liability company or corporation
50 shall operate a motor bus without having obtained a certificate from
51 the Department of Transportation or from the Federal Highway
52 Administration pursuant to the Bus Regulatory Reform Act of 1982,
53 P.L. 97-261, specifying the route and certifying that public convenience
54 and necessity require the operation of a motor bus or motor buses over
55 such route. Such certificate shall be issued only after written
56 application for the same has been made. Upon receipt of such
57 application, said department shall promptly give written notice of the
58 pendency of such application to the mayor of each city, the warden of
59 each borough or the first selectman of each town in or through which
60 the applicant desires to operate, and to any common carrier operating
61 over any portion of such route or over a route substantially parallel
62 thereto. Any town, city or borough within which, or between which
63 and any other town, city or borough in this state, any such common
64 carrier is furnishing service may bring a written petition to the
65 department in respect to routes, fares, speed, schedules, continuity of
66 service and the convenience and safety of passengers and the public.
67 Thereupon the department may fix a time and place for a hearing
68 upon such petition and mail notice thereof to the parties in interest at
69 least one week prior to such hearing. No such certificate shall be sold
70 or transferred until the department, upon written application to it,

71 setting forth the purpose, terms and conditions thereof and after
72 investigation, approves the same. The application shall be
73 accompanied by a fee of one hundred seventy-six dollars. The
74 department may amend or, for sufficient cause shown, may suspend
75 or revoke any such certificate. Sufficient cause shall include, but be not
76 limited to, the circumstance where a route set forth in a certificate of
77 public convenience and necessity overlaps, in whole or in part, with a
78 route set forth in a contract issued to the holder of such certificate
79 pursuant to section 13b-34, as amended by this act. The department
80 may impose a civil penalty on any person or any officer of any
81 association, limited liability company or corporation who violates any
82 provision of any regulation adopted under section 13b-86 with respect
83 to routes, fares, speed, schedules, continuity of service or the
84 convenience and safety of passengers and the public, in an amount not
85 to exceed one hundred dollars per day for each violation. The owner or
86 operator of every motor bus shall display in a conspicuous place
87 therein a memorandum of such certificate. Notwithstanding any
88 provision of chapter 285, such certificate shall include authority to
89 transport baggage, express, mail and newspapers for hire in the same
90 vehicle with passengers under such regulations as the department may
91 prescribe. Any certificate issued pursuant to this section by the
92 Division of Public Utility Control within the Department of Business
93 Regulation prior to October 1, 1979, shall remain valid unless
94 suspended or revoked by the Department of Transportation.

95 Sec. 3. Subsection (a) of section 14-212g of the general statutes is
96 repealed and the following is substituted in lieu thereof (*Effective from*
97 *passage*):

98 (a) There is established an account to be known as the "work zone
99 safety account" which shall be a separate, nonlapsing account within
100 the Special Transportation Fund. The account shall contain any
101 moneys required by law to be deposited in the account. Moneys in the
102 account shall be expended by the Department of Transportation [for
103 the purposes of] to protect the safety of workers in highway work

104 zones, as defined in section 14-212d, through (1) highway traffic
105 enforcement, including, but not limited to, the expansion of the
106 "Operation Big Orange" program, [to protect the safety of workers in
107 highway work zones, as defined in section 14-212d] (2) the purchase
108 and implementation of technology and equipment, and (3) highway
109 work zone training and education.

110 Sec. 4. Subsection (b) of section 14-283b of the general statutes is
111 repealed and the following is substituted in lieu thereof (*Effective July*
112 *1, 2016*):

113 (b) Any operator of a motor vehicle on a highway when
114 approaching one or more [stationary] emergency vehicles that are
115 stationary or traveling significantly below the posted speed limit and
116 located on the shoulder, lane or breakdown lane of such highway shall
117 (1) immediately reduce speed to a reasonable level below the posted
118 speed limit, and (2) if traveling in the lane adjacent to the shoulder,
119 lane or breakdown lane containing such emergency vehicle, move such
120 motor vehicle over one lane, unless such movement would be
121 unreasonable or unsafe.

122 Sec. 5. (*Effective July 1, 2016*) (a) On or before January 1, 2017, the
123 Commissioner of Transportation shall commence a pilot program that
124 monitors automated speed enforcement in highway work zones in two
125 or more locations.

126 (b) Not later than January 1, 2018, the commissioner shall report the
127 findings, including, but not limited to, rates of speed and accidents
128 occurring in highway work zones, and any recommendations to the
129 joint standing committee of the General Assembly having cognizance
130 of matters relating to transportation in accordance with the provisions
131 of section 11-4a of the general statutes.

132 Sec. 6. Subsection (b) of section 13b-79kk of the general statutes is
133 repealed and the following is substituted in lieu thereof (*Effective from*
134 *passage*):

135 (b) Subject to the availability of funds, the commissioner may, with
136 the approval of the secretary, participate in transit-oriented
137 development projects to the extent that such projects result in the
138 development or improvement of public transportation facilities. When
139 the state solicits transit-oriented development proposals, the
140 commissioner shall select the developer or developers through an
141 open, competitive process. The commissioner may, with the approval
142 of the secretary, waive competitive selection when (1) the developer is
143 an abutting land owner or is the holder of a recorded, exercisable
144 option to purchase an abutting property; (2) such [land owner's]
145 property is essential to the project; and (3) the commissioner makes an
146 express finding that (A) the cost to the state of any property
147 transaction or provision of services does not exceed the fair market
148 value of the property or services, and (B) the waiver is in the best
149 interest of the state.

150 Sec. 7. Section 13b-2 of the general statutes is repealed and the
151 following is substituted in lieu thereof (*Effective July 1, 2016*):

152 The following terms, when used in this chapter shall have the
153 following meanings, unless the context otherwise requires:

154 (1) "Aeronautics", "air navigation facility", "airport" and "restricted
155 landing area" have the meanings provided in section 15-34;

156 (2) "Bureau" means any of the operating bureaus established in the
157 department pursuant to the provisions of section 4-8;

158 (3) "Commissioner" means the Commissioner of Transportation
159 appointed pursuant to this chapter;

160 (4) "Department" means the Department of Transportation
161 established pursuant to this chapter;

162 (5) "Highway", "state highway" and "limited access state highway"
163 have the meanings provided in section 13a-1;

164 (6) "Motor carrier" means any person who operates motor vehicles
165 over the highways of this state, whether over regular or irregular
166 routes, in the transportation of passengers or property, or any class or
167 classes thereof, for hire by the general public or for hire under special
168 and individual contracts;

169 (7) "Person" may include the United States, any state, or any agency,
170 instrumentality, department or officer thereof;

171 (8) "State highway system" has the meaning provided in sections
172 13a-14 and 13a-15;

173 (9) "Transportation" means any form of transportation for persons
174 or goods within, to or from the state, whether by highway, air, water,
175 rail or any other means;

176 (10) "Fare inspector" means an employee of (A) the department
177 designated by the commissioner, or (B) a third-party contractor
178 employed by the department, whose duties are to inspect tickets,
179 passes or other documentation required to show compliance by the
180 passenger with the fare payment requirements of state-owned or
181 controlled bus public transportation service when the fare payment is
182 off board or a combination of off board and on board such bus; [.]

183 (11) "Parking inspector" means an employee of (A) the department,
184 designated by the commissioner, or (B) a third-party contractor
185 employed by the department, whose duties are to monitor compliance
186 with parking regulation and payment requirements in state commuter
187 parking areas supporting public transportation services.

188 Sec. 8. Section 13b-29 of the general statutes is repealed and the
189 following is substituted in lieu thereof (*Effective July 1, 2016*):

190 (a) Notwithstanding the provisions of any other statute, the
191 commissioner may develop plans for, construct and maintain state
192 commuter parking [facilities] areas at locations along automobile

193 routes that will reduce peak traffic demands on highway systems and
194 at locations that will encourage the use of carpools, vanpools and mass
195 transportation facilities such as, but not limited to, bus or railroad
196 lines. Any such parking [facilities which] areas that are not regulated
197 by municipalities on October 1, 1983, may be used only for routine,
198 temporary parking by persons using carpool or vanpool vehicles or
199 mass transportation facilities. With the approval of the Secretary of the
200 Office of Policy and Management, the commissioner may establish and
201 collect reasonable parking fees at state commuter parking areas. The
202 commissioner or any parking inspector may issue citations for any
203 violation of posted rules within state commuter parking areas. The
204 commissioner shall establish a process to hear appeals of fines assessed
205 for such violations. The commissioner shall adopt regulations in
206 accordance with the provisions of chapter 54 governing the use of such
207 parking [facilities] areas. Violation of any provision of any such
208 regulations, or failure to pay assessed penalties for such violations,
209 shall be an infraction. Any fine or assessed penalties imposed pursuant
210 to this section shall be deposited in the Special Transportation Fund.

211 (b) Such parking [facilities] areas may use space on, above or under
212 highway rights-of-way. Funds expended by the Commissioner of
213 Transportation on such parking [facilities] areas shall be divided
214 between the needs of individuals who commute by automobile and
215 individuals who commute by any of the various forms of mass
216 transportation to [insure] ensure that the needs of each commuter for
217 adequate parking [facilities] areas along railroad lines, bus routes,
218 automobile routes or the lines or routes of other forms of
219 transportation are not neglected. The commissioner may enter into
220 agreements with federal, state or local governmental agencies to
221 develop such plans, and to construct and maintain such [facilities]
222 areas. The provisions of such agreements may be carried out by the
223 commissioner or the state or local agency as necessity, convenience or
224 economy requires. If and when the Congress of the United States
225 provides financial aid to states for the planning, construction or

226 maintenance of commuter parking [facilities] areas, the commissioner
227 may do any and all other acts and things necessary or desirable to take
228 advantage of such financial aid on behalf of the state in the same
229 manner as is provided in section 13a-165 for federal aid for highways.
230 Contracts for such construction shall be carried out in the manner
231 provided by statute and regulations pursuant thereto for public works.
232 The commissioner may acquire in the name of the state such real
233 property as is necessary to construct and maintain such commuter
234 parking [facilities] areas in the same manner and with like powers as
235 authorized and exercised by said commissioner in acquiring real
236 property for state highway purposes.

237 Sec. 9. Subsection (b) of section 13b-61 of the 2016 supplement to the
238 general statutes is repealed and the following is substituted in lieu
239 thereof (*Effective July 1, 2016*):

240 (b) Notwithstanding any provision of subsection (a) of this section,
241 there shall be paid promptly to the Treasurer and thereupon, unless
242 required to be applied by the terms of any lien, pledge or obligation
243 created by or pursuant to the 1954 declaration, part III (C) of chapter
244 240, credited to the Special Transportation Fund:

245 (1) On and after July 1, 1984, all moneys received or collected by the
246 state or any officer thereof on account of, or derived from, sections 12-
247 458 and 12-479, provided the State Comptroller is authorized to record
248 as revenue to the General Fund for the fiscal year ending June 30, 1984,
249 the amount of tax levied in accordance with said sections 12-458 and
250 12-479, on all fuel sold or used prior to the end of said fiscal year and
251 which tax is received no later than July 31, 1984;

252 (2) On and after July 1, 1984, all moneys received or collected by the
253 state or any officer thereof on account of, or derived from, motor
254 vehicle receipts;

255 (3) On and after July 1, 1984, all moneys received or collected by the
256 state or any officer thereof on account of, or derived from, (A)

257 subsection (a) of section 14-192, and (B) royalty payments for retail
258 sales of gasoline pursuant to section 13a-80, as amended by this act;

259 (4) On and after July 1, 1985, all moneys received or collected by the
260 state or any officer thereof on account of, or derived from, license,
261 permit and fee revenues as defined in section 13b-59, except as
262 provided under subdivision (3) of this subsection;

263 (5) On or after July 1, 1989, all moneys received or collected by the
264 state or any officer thereof on account of, or derived from, section 13b-
265 70;

266 (6) On and after July 1, 1984, all transportation-related federal
267 revenues of the state;

268 (7) On and after July 1, 1997, all moneys received or collected by the
269 state or any officer thereof on account of, or derived from, fees for the
270 relocation of a gasoline station under section 14-320;

271 (8) On and after July 1, 1997, all moneys received or collected by the
272 state or any officer thereof on account of, or derived from, section 14-
273 319;

274 (9) On and after July 1, 1997, all moneys received or collected by the
275 state or any officer thereof on account of, or derived from, fees
276 collected pursuant to section 14-327b for motor fuel quality registration
277 of distributors;

278 (10) On and after July 1, 1997, all moneys received or collected by
279 the state or any officer thereof on account of, or derived from, annual
280 registration fees for motor fuel dispensers and weighing or measuring
281 devices pursuant to section 43-3;

282 (11) On and after July 1, 1997, all moneys received or collected by
283 the state or any officer thereof on account of, or derived from, fees for
284 the issuance of identity cards pursuant to section 1-1h;

285 (12) On and after July 1, 1997, all moneys received or collected by
286 the state or any officer thereof on account of, or derived from, safety
287 fees pursuant to subsection (w) of section 14-49;

288 (13) On and after July 1, 1997, all moneys received or collected by
289 the state or any officer thereof on account of, or derived from, late fees
290 for the emissions inspection of motor vehicles pursuant to subsection
291 (k) of section 14-164c;

292 (14) On and after July 1, 1997, all moneys received or collected by
293 the state or any officer thereof on account of, or derived from, the sale
294 of information by the Commissioner of Motor Vehicles pursuant to
295 subsection (b) of section 14-50a;

296 (15) On and after October 1, 1998, all moneys received by the state
297 or any officer thereof on account of, or derived from, section 14-212b;

298 (16) On and after July 1, 2009, all moneys received or collected by
299 the state or any officer thereof on account of, or derived from, any
300 direct federal subsidy pursuant to Section 6431 of the Internal Revenue
301 Code of 1986, or any subsequent corresponding internal revenue code
302 of the United States, as amended from time to time, and relating to
303 bonds or bond anticipation notes issued by the state pursuant to
304 sections 13b-74 to 13b-77, inclusive;

305 (17) On and after July 1, 2011, all moneys received or collected by
306 the state or any officer thereof on account of, or derived from, sections
307 13b-61a to 13b-61c, inclusive;

308 (18) On and after July 1, 2011, any other funds, moneys and receipts
309 of the state required by law to be deposited, transferred or paid into
310 the Special Transportation Fund other than proceeds of bonds or other
311 securities of the state or of federal grants under the provisions of
312 federal law; [and]

313 (19) On and after July 1, 2016, all moneys received or collected by

314 the state or any officer thereof on account of, or derived from,
315 subsection (a) of section 13b-29, as amended by this act; and

316 [(19)] (20) On and after July 1, 2015, all moneys received or collected
317 by the state or any officer thereof on account of, or derived from, the
318 use of highways, expressways and ferries, except as necessary for the
319 direct payment of debt service on obligations of the state incurred for
320 transportation purposes.

321 Sec. 10. Subsection (a) of section 13b-34 of the 2016 supplement to
322 the general statutes is repealed and the following is substituted in lieu
323 thereof (*Effective July 1, 2016*):

324 (a) The commissioner shall have power, in order to aid or promote
325 the operation, whether temporary or permanent, of any transportation
326 service operating to, from or in the state, to contract in the name of the
327 state with any person, including but not limited to any common
328 carrier, any transit district formed under chapter 103a or any special
329 act, or any political subdivision or entity, or with the United States or
330 any other state, or any agency, instrumentality, subdivision,
331 department or officer thereof, for purposes of initiating, continuing,
332 developing, providing or improving any such transportation service.
333 Such contracts may include provision for arbitration of disputed
334 issues. The commissioner, in order to aid or promote the operation of
335 any transportation service operating outside the state, may contract in
336 the name of the state with any person, including, but not limited to,
337 any common carrier, or with the United States or any other state, or
338 any agency, instrumentality, subdivision, department or officer
339 thereof, for purposes of providing any transportation service in the
340 event such assistance is required in the case of an emergency or a
341 special event. The state, acting by and through the commissioner, may,
342 by itself or in concert with others, provide all or a portion of any such
343 service, share in the costs of or provide funds for such service, or
344 furnish equipment or facilities for use in such service upon such terms
345 and conditions as the commissioner may deem necessary or advisable,

346 and any such contracts may include, without limitation thereto,
347 arrangements under which the state shall so provide service, share
348 costs, provide funds or furnish equipment or facilities. To these ends,
349 the commissioner may in the name of the state acquire or obtain the
350 use of facilities and equipment employed in providing any such
351 service by gift, purchase, lease or other arrangements and may own
352 and operate any such facilities and equipment and establish, charge
353 and collect such fares and other charges or arrange for such collection
354 for the use or services thereof as [he] the commissioner may deem
355 necessary, convenient or desirable. The commissioner or any fare
356 inspector [, as defined in section 13b-2, shall have the authority to] may
357 issue citations for any violation of section 13b-38i. The commissioner
358 or any parking inspector may issue citations for any violation of
359 section 13b-29, as amended by this act. The commissioner may also
360 acquire title in fee simple to, or any lesser estate, interest or right in,
361 any rights-of-way, properties or facilities, including properties used on
362 or before October 1, 1969, for rail or other forms of transportation
363 services. The commissioner may hold such properties for future use by
364 the state and may enter into agreements for interim use of such
365 properties for other purposes. Any person contracting with the state
366 pursuant to this section for the provision of any transportation service
367 shall not be considered an arm or agent of the state. Any damages
368 caused by the operation of such transportation service by such person
369 may be recovered in a civil action brought against such person in the
370 superior court and such person may not assert the defense of sovereign
371 immunity in such action.

372 Sec. 11. Subsection (c) of section 13a-73 of the 2016 supplement to
373 the general statutes is repealed and the following is substituted in lieu
374 thereof (*Effective from passage*):

375 (c) The commissioner may purchase any land and take a deed
376 thereof in the name of the state when such land is needed in
377 connection with the layout, construction, repair, reconstruction or
378 maintenance of any state highway or bridge, and any land or buildings

379 or both, necessary, in the commissioner's opinion, for the efficient
380 accomplishment of the foregoing purpose, and may further, when the
381 commissioner determines that it is in the best interests of the state,
382 purchase, lease or otherwise arrange for the acquisition or exchange of
383 land or buildings or both. [, provided any purchase of such land or
384 land and buildings in an amount in excess of the sum of one hundred
385 thousand dollars shall be approved by a state referee.] The
386 commissioner, with the advice and consent of the Attorney General,
387 may settle and compromise any claim by any person, firm or
388 corporation claiming to be aggrieved by such layout, construction,
389 reconstruction, repair or maintenance by the payment of money, the
390 transfer of other land acquired for or in connection with highway
391 purposes, or otherwise. The commissioner shall permit the last owner
392 of record of such real property upon which an owner-occupied
393 residence or owner-operated business is situated to remain in such
394 residence or operate such business, rent free, for a period of ninety
395 days from the filing of such deed.

396 Sec. 12. Subsection (b) of section 13a-80 of the general statutes is
397 repealed and the following is substituted in lieu thereof (*Effective from*
398 *passage*):

399 (b) The Department of Transportation shall obtain a full appraisal
400 on excess property prior to its sale and shall hold a public bid or
401 auction for all properties determined to be legal lots of record. If the
402 department does not receive any bids at the initial public bid or
403 auction, the department may continue to market the property and
404 accept offers for sale or hold another bid or auction. Transfers to other
405 state agencies and municipalities for purposes specified by the
406 department shall be exempt from the appraisal requirement. The
407 department shall offer parcels that are legal lots of record to other state
408 agencies [, and to any municipality in which any such parcel is located,
409 before holding] prior to a public bid or auction and shall offer parcels
410 that are not legal lots of record to [all] abutting landowners in
411 accordance with department regulations. If the sale or transfer of

412 property pursuant to this section results in the existing property of an
413 abutting landowner becoming a nonconforming use, pursuant to local
414 zoning requirements, the commissioner may sell or transfer the
415 property to such abutting landowner without public bid or auction.
416 The department shall obtain a second appraisal if the value of such
417 property is more than two hundred fifty thousand dollars and is to be
418 sold to an abutting landowner or in accordance with the provisions of
419 subsection (c) of this section. Any appraisals shall be obtained prior to
420 the determination of a sale price of the excess property.

421 Sec. 13. Subsection (a) of section 13b-251 of the general statutes is
422 repealed and the following is substituted in lieu thereof (*Effective from*
423 *passage*):

424 (a) The minimum overhead clearance for any structure crossing
425 over railroad tracks for which construction is begun on or after
426 October 1, 1986, shall be twenty feet, six inches, except that, (1) if the
427 construction includes only deck replacement or minor widening of the
428 structure, and the existing piers or abutments remain in place, the
429 minimum overhead clearance shall be the structure's existing overhead
430 clearance; (2) the minimum overhead clearance for any structure
431 crossing any railroad tracks on which trains are operated that are
432 attached to or powered by means of overhead electrical wires shall be
433 twenty-two feet, six inches; (3) the minimum overhead clearance for
434 the structure that carries (A) Route 372 over railroad tracks in New
435 Britain, designated state project number 131-156, (B) U.S. Route 1 over
436 railroad tracks in Fairfield, designated state project number 50-6H05,
437 (C) Route 729 over railroad tracks in North Haven, designated state
438 project number 100-149, (D) Grove Street over railroad tracks in
439 Hartford, designated state project number 63-376, (E) Route 1 over
440 railroad tracks in Milford, designated state project number 173-117, (F)
441 Ingham Hill Road over railroad tracks in Old Saybrook, designated
442 state project number 105-164, (G) Ellis Street over railroad tracks in
443 New Britain, designated state project number 88-114, (H) Route 100
444 over the railroad tracks in East Haven, bridge number 01294, and (I)

445 Church Street Extension over certain railroad storage tracks located in
 446 the New Haven Rail Yard, designated state project number 92-526,
 447 shall be eighteen feet; (4) the minimum overhead clearance for those
 448 structures carrying (A) Fair Street, bridge number 03870, (B) Crown
 449 Street, bridge number 03871, and (C) Chapel Street, bridge number
 450 03872, over railroad tracks in New Haven shall be seventeen feet, six
 451 inches; (5) the minimum overhead clearance for the structure carrying
 452 State Street railroad station pedestrian bridge over railroad tracks in
 453 New Haven shall be nineteen feet, ten inches; (6) the overhead
 454 clearance for the structure carrying Woodland Street over the Griffins
 455 Industrial Line in Hartford, designated state project number 63-501,
 456 shall be fifteen feet, nine inches, with new foundations placed at
 457 depths which may accommodate an overhead clearance to a maximum
 458 of seventeen feet, eight inches; (7) the Department of Transportation
 459 may replace the Hales Road Highway Bridge over railroad tracks in
 460 Westport, Bridge Number 03852, with a new bridge that provides a
 461 minimum overhead clearance over the railroad tracks that shall be
 462 eighteen feet, five inches; (8) the Department of Transportation may
 463 replace the Pearl Street Highway Bridge over railroad tracks in
 464 Middletown, Bridge Number 04032, with a new bridge that provides a
 465 minimum overhead clearance over the railroad tracks that shall be
 466 seventeen feet, eleven inches; [and] (9) the Department of
 467 Transportation may construct a new bridge that provides a minimum
 468 overhead clearance of twenty-two feet, two inches for the structure
 469 carrying Metro Center Access Road over the Metro-North Railroad in
 470 Fairfield; and (10) the Department of Transportation may replace the
 471 bridge that carries West Street over the Providence and Worcester
 472 Railroad in Middletown, Bridge Number 03993, with a new bridge that
 473 provides a minimum overhead clearance over the railroad tracks of
 474 eighteen feet, one inch.

475 Sec. 14. Subsection (b) of section 13b-79p of the general statutes is
 476 repealed and the following is substituted in lieu thereof (*Effective July*
 477 *1, 2016*):

478 (b) The commissioner shall evaluate and plan the implementation of
479 the following projects:

480 [(1) Improving Routes 2 and 2A in the towns of Preston, North
481 Stonington and Montville, including conducting the first phase of a
482 study examining construction of a Route 2A bypass alternative that
483 would begin in Preston, proceed in a northerly direction toward
484 downtown Norwich, and end at Route 2 in Preston. The first phase of
485 the study shall include, but need not be limited to, an analysis of the
486 feasibility, local economic impact and cost of constructing that portion
487 of the bypass alternative that would pass through the Hinkley Hill
488 area of Norwich. The first phase of the study shall be conducted by an
489 independent entity pursuant to a contract with the Department of
490 Transportation, the value of which shall not exceed three hundred
491 thousand dollars. The results of the first phase of the study shall be
492 submitted not later than September 30, 2008, to said department and
493 the joint standing committee having cognizance of matters relating to
494 transportation;]

495 [(2)] (1) Upgrading the Pequot Bridge in Montville;

496 [(3)] (2) Evaluating rail links to other ports;

497 [(4)] (3) Supporting and encouraging the dredging of the state's
498 commercial ports;

499 [(5)] (4) Developing a second rail passenger station between New
500 Haven and Milford;

501 [(6)] (5) Expanding Route 9; and

502 [(7)] (6) Completing the Day Hill Corridor environmental
503 assessment study, not to exceed five hundred thousand dollars.

504 Sec. 15. Section 13b-276 of the general statutes is repealed and the
505 following is substituted in lieu thereof (*Effective July 1, 2016*):

506 [(a)] The Commissioner of Transportation, if he finds that a
507 dangerous condition exists at such crossing, except a dangerous
508 condition arising out of improper or inadequate maintenance, shall
509 issue such order to such municipality or to any such public service
510 company directing the removal, change or relocation of such crossing,
511 highway, tracks, pipes, wires, poles or other fixtures or tree or building
512 or other structure, as may be necessary to eliminate such dangerous
513 condition; and shall apportion the cost thereof among such public
514 service company or companies, such municipality and the state, and
515 shall determine the conditions and the time and manner of the
516 payment of such apportionments, provided the portion of the cost to
517 be paid by such public service company in the elimination of any such
518 dangerous conditions on state maintained highways shall not exceed
519 ten per cent. The party or parties ordered by said commissioner to
520 perform the work necessary to remove such dangerous condition shall
521 serve written notice, at least thirty days prior to the approximate date
522 of the commencement of such work, upon all other parties in interest,
523 including any public service company whose plant is involved or
524 affected by such work, and any such public service company shall
525 provide such means as may be necessary for the continued use of such
526 plant in such manner as to best serve the interests and convenience of
527 the public.

528 [(b)] The Commissioner of Transportation shall, not later than
529 October 1, 2009, and every three years thereafter, provide a report, in
530 accordance with the provisions of section 11-4a, to the joint standing
531 committees of the General Assembly having cognizance of matters
532 relating to transportation and finance, revenue and bonding, regarding
533 any railroad crossing at grade. Such report shall (1) list all the at-grade
534 rail crossings in the state, (2) identify such crossings that create a
535 hazardous situation, (3) provide a budget and identify funding
536 sources, including any available federal funding, for upgrading or
537 eliminating such hazardous crossings, (4) prioritize the upgrades or
538 eliminations that are recommended in such report, and (5) for reports

539 submitted pursuant to this subsection after the initial report, describe
540 the progress to date in upgrading or eliminating hazardous at-grade
541 crossings.]

542 Sec. 16. Subsection (a) of section 13a-184 of the general statutes is
543 repealed and the following is substituted in lieu thereof (*Effective July*
544 *1, 2016*):

545 (a) The State Bond Commission shall have power, in accordance
546 with the provisions of this section and sections [13a-184] 13a-185 to
547 13a-197, inclusive, from time to time, to authorize the issuance of
548 temporary notes as hereinafter provided, and from time to time to
549 authorize the issuance of bonds or certificates of indebtedness of the
550 state, hereinafter referred to as securities, in one or more series and in
551 principal amounts not in the aggregate exceeding one hundred thirty-
552 two million one hundred thousand dollars. [From the revenues
553 anticipated to be available to the Commissioner of Transportation in
554 the Highway Fund for the biennium ending June 30, 1963,
555 appropriation of the sum of twenty-five million dollars for said
556 biennium is hereby made, and from the revenues anticipated to be
557 available to the commissioner in the Highway Fund for the biennium
558 ending June 30, 1967, appropriation of the sum of twenty-five million
559 five hundred thousand dollars for said biennium is hereby made, and
560 said aggregate sum of fifty million five hundred thousand dollars is
561 appropriated for highway construction and other purposes as
562 provided in said sections and in subsections (d) and (e) of section 13b-
563 26.]

564 Sec. 17. Section 13b-57m of the general statutes is repealed and the
565 following is substituted in lieu thereof (*Effective July 1, 2016*):

566 The purpose of [sections 13b-57m to 13b-57q, inclusive,] this section
567 and subdivision (16) of subsection (b) of section 13b-61, as amended by
568 this act, is to promote the welfare and prosperity of the people of this
569 state by enabling the state to implement and fund certain

570 transportation related projects, purposes and strategies in order to: (1)
571 Improve personal mobility within and through this state; (2) improve
572 the movement of goods and freight within and through this state; (3)
573 integrate transportation with economic, land use, environmental and
574 quality of life issues; (4) develop policies and procedures that will
575 integrate the state economy with regional, national and global
576 economies; and (5) identify policies and sources that provide an
577 adequate and reliable flow of funding necessary for a quality
578 multimodal transportation system.

579 Sec. 18. Section 13b-57s of the general statutes is repealed and the
580 following is substituted in lieu thereof (*Effective July 1, 2016*):

581 During the fiscal years ending June 30, 2006, and June 30, 2007, the
582 sum of five million dollars shall be expended from the Transportation
583 Strategy Board projects account for grants-in-aid and administrative
584 expenses under the program established pursuant to section 13b-38bb.
585 [The funding shall be included in the annual financing plan adopted
586 pursuant to section 13b-57q.] The funds shall remain available until
587 expended.

588 Sec. 19. Section 13b-57t of the general statutes is repealed and the
589 following is substituted in lieu thereof (*Effective July 1, 2016*):

590 (a) During the fiscal year ending June 30, 2005, [the annual financing
591 plan adopted pursuant to section 13b-57q shall include] the sum of five
592 million dollars [to] shall be expended from the Transportation Strategy
593 Board projects account to support the New Haven Line revitalization
594 program undertaken pursuant to subsections (a), (b) and (c) of this
595 section and sections 13b-78k, as amended by this act, 13b-78m and 13b-
596 78n. The funds shall remain available until expended.

597 (b) During the fiscal year ending June 30, 2006, the sum of twenty
598 million dollars shall be expended from the Transportation Strategy
599 Board projects account to support the New Haven Line revitalization
600 program undertaken pursuant to public act 05-4 of the June special

601 session. [The funding shall be included in the annual financing plan
602 adopted pursuant to section 13b-57q.] The funds shall remain available
603 until expended.

604 (c) During the fiscal year ending June 30, 2007, the sum of fifteen
605 million dollars shall be expended from the Transportation Strategy
606 Board projects account to support the New Haven Line revitalization
607 program undertaken pursuant to public act 05-4 of the June special
608 session. [The funding shall be included in the annual financing plan
609 adopted pursuant to section 13b-57q.] The funds shall remain available
610 until expended.

611 (d) From the fiscal year ending June 30, 2008, to the fiscal year
612 ending June 30, 2015, inclusive, the sum of fifteen million dollars shall
613 be expended from the Transportation Strategy Board projects account
614 to support the New Haven Line Revitalization program undertaken
615 pursuant to public act 05-4 of the June special session. [The funding
616 shall be included in the annual financing plan adopted pursuant to
617 section 13b-57q.] The funds shall remain available until expended.

618 Sec. 20. Subsection (a) of section 13b-69 of the 2016 supplement to
619 the general statutes is repealed and the following is substituted in lieu
620 thereof (*Effective July 1, 2016*):

621 (a) Except as provided in subsection (b) of section 14-212g, the
622 Treasurer shall apply the resources in the Special Transportation Fund,
623 upon their receipt, first, to pay or provide for the payment of debt
624 service requirements, as defined in section 13b-75, at such time or
625 times, in such amount or amounts and in such manner, as provided by
626 the proceedings authorizing the issuance of special tax obligation
627 bonds pursuant to sections 13b-74 to 13b-77, inclusive, and then to pay
628 from the Transportation Strategy Board projects account of the Special
629 Transportation Fund, established under section 13b-57r, the
630 incremental revenues identified in approved annual financing plans
631 for cash funding. [in accordance with the provisions of section 13b-

632 57q.]

633 Sec. 21. Section 13b-78k of the general statutes is repealed and the
634 following is substituted in lieu thereof (*Effective July 1, 2016*):

635 As used in this section, sections 13b-57m, as amended by this act,
636 [and 13b-57q to] 13b-57r and 13b-57s, as amended by this act,
637 [inclusive,] subsections (a), (b) and (c) of section 13b-57t, as amended
638 by this act, sections 13b-74 and 13b-78l to [13b-78o] 13b-78n, inclusive,
639 and section 46 of public act 05-4 of the June special session:

640 (1) "New Haven Line" means the rail passenger service operated
641 between New Haven and intermediate points and Grand Central
642 station, including the Danbury, Waterbury and New Canaan branch
643 lines.

644 (2) "New Haven Line revitalization program" means the design,
645 development, construction and acquisition of maintenance facilities,
646 rail cars and related equipment for use on the New Haven Line, as
647 specified in subdivisions (1) and (2) of section 13b-78l.

648 (3) "Transportation Strategy Board projects account" means the
649 account created by subsection (a) of section 13b-57r.

650 (4) "Transportation system improvement" means: (1) Projects
651 included in the state-wide transportation improvement program, (2)
652 funded and unfunded projects included in regional transportation
653 improvement plans, or (3) projects identified in subsection (h) of
654 section 13b-57.

655 Sec. 22. Section 13b-79t of the general statutes is repealed and the
656 following is substituted in lieu thereof (*Effective July 1, 2016*):

657 The Department of Transportation may solicit bids or qualifications
658 for equipment, materials or services for a project funded pursuant to
659 subsection (a) of section 3-20a, subsection (c) of section 4-66c,
660 subdivision (4) of subsection (a) of section 13b-57d, section 13b-61a,

subdivision (3) of section 13b-78k, as amended by this act, section 13b-78n, subsection (a) of section 13b-78p, sections 13b-79o to [13b-79z] 13b-79y, inclusive, or sections 19, 24, 25 or 33 to 35, inclusive, of public act 06-136 at any time in the fiscal year, notwithstanding the fact that all required funds may not be available for the expenditure until later in the same or succeeding fiscal year.

Sec. 23. Sections 13b-22, 13b-26, 13b-57q, 13b-77a, 13b-78o, 13b-79 to 13b-79b, inclusive, and 13b-79z of the general statutes are repealed. (Effective July 1, 2016)

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2016	13a-175p
Sec. 2	July 1, 2016	13b-80
Sec. 3	from passage	14-212g(a)
Sec. 4	July 1, 2016	14-283b(b)
Sec. 5	July 1, 2016	New section
Sec. 6	from passage	13b-79kk(b)
Sec. 7	July 1, 2016	13b-2
Sec. 8	July 1, 2016	13b-29
Sec. 9	July 1, 2016	13b-61(b)
Sec. 10	July 1, 2016	13b-34(a)
Sec. 11	from passage	13a-73(c)
Sec. 12	from passage	13a-80(b)
Sec. 13	from passage	13b-251(a)
Sec. 14	July 1, 2016	13b-79p(b)
Sec. 15	July 1, 2016	13b-276
Sec. 16	July 1, 2016	13a-184(a)
Sec. 17	July 1, 2016	13b-57m
Sec. 18	July 1, 2016	13b-57s
Sec. 19	July 1, 2016	13b-57t
Sec. 20	July 1, 2016	13b-69(a)
Sec. 21	July 1, 2016	13b-78k
Sec. 22	July 1, 2016	13b-79t
Sec. 23	July 1, 2016	Repealer section

Statement of Purpose:

To implement the proposals of the Department of Transportation regarding (1) increased participation in the local bridge program, (2) the administration of public transit, (3) work zone safety funds, (4) the right of a holder of an option to purchase to participate in the transit-oriented development project, (5) the commissioner's authority to enforce parking at state commuter parking areas, (6) revisions to statutes related to transportation, and (7) outdated and duplicative reporting mandates.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]